



## HEBER CREEPER

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February 21, 1977

HEBER CREEPER, INC.  
MINUTES BOARD OF DIRECTORS MEETING  
February 17, 1977

Present: Lowe Ashton  
J.D. Boggess  
Gordon Mendenhall  
Jim Ritchie

Wesley Budd  
R.R. Green  
Craig Drury

Also Present: Cindy Drury

Gordon Mendenhall moved we waive the reading of the minutes of the previous meeting held February 10, 1977, and approve them as mailed. Jim Ritchie seconded. Motion carried.

Documents were presented to the Board in order to study in depth the explanation of the Advertising and Promotion overages Mr. Berry attempted to explain at the last meeting. After a very lengthy discussion J.D. Boggess made a motion that we demand compensation for unjustified and illegitimate purchases. Motion failed because of lack of second.

A general opinion of the Board was that Mr. Berry should be responsible for the overrun of his advertising and promotion budget. But, there was some merit in allowing a contingency factor of about 10% of the original budget. There was also some additional discussion about the problems the company has had and the overruns of the investment budgets, made through Jim Berry and his firm, and the trouble we are continuing to have with the air compressor purchased from Wheeler. Also, some work should be done on the large diesel generator, and the billing from Wheeler Machinerys ICM division Mr. Berry said he would take care of some time ago.

J.D. Boggess made a motion that Jim Berry be responsible for his 1977 budget overages, and considering 10% as a reasonable overage we would compromise to at least \$9,500.00, but Mr. Berry must assume responsibility for the Mountainwest Advertising (\$610.00), Mrs. Porters expenses (approximately \$1,000.00) and help with other problems. Wes Budd seconded. Motion carried. Lowe was instructed to write a letter to Jim with amount and conditions.

Loan: Lowe Ashton stated that he has met several times with S.B.A. and Zions and to his understanding those who pledged security on the last loan would only have to guarantee to the amount they currently owe.

Gordon Mendenhall made a motion that we accept the S.B.A. loan. Jim Ritchie seconded. Motion carried.

Mr. Ashton indicated that Monte Bona has been contacted about serving as our Advertising and Promotion Director, and Reed Hatch would be here next summer to be part of our train operation.

Track: The Department of Highways is still debating on the scrap in the canyon. They propose an increase in the lease of \$2,000.00 per year of \$36,000.00 for the purchase of the materials. Mr. Ashton read the letter he sent to Von Cox indicating the Creepers dissatisfaction with the Department of Highways concerning the acquisition of the scrap material located from Nunns to Olmstead. The Department already cahrges an excessive rent, and will never have any use themselves for the right-of-way, originally it should have been included in the lease we have with the State Parks Division. Blaine Kay has offered a compromise of pro-rating the purchase of the material over a 20 year period at a cost of \$36,000.00. J.D. Boggess made a motion we accept the compromise as offered by Mr. Kay through Gordon Harmston. Jim Ritchie seconded. Motion carried.

Jim Ritchie made a motion that the Board meet March 2, 1977 to discuss management and the food operation. Gordon Mendenhall seconded. Motion carried.

Jim Ritchie moved that the meeting be adjourned. R.R. Green seconded. Motion carried.

*Cathy Drury*